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Attorneys for Defendant  
NIC INSURANCE COMPANY  
(incorrectly sued as Navigators Insurance Company)

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

THOMPSON PACIFIC CONSTRUCTION,  
INC.,

Plaintiff,

v.

NAVIGATORS INSURANCE COMPANY;  
and DOES 1 through 50, inclusive,

Defendants.

No. C 07-02641 CRB

**STIPULATION AND ORDER TO  
CONTINUE DEADLINE TO  
EXCHANGE INITIAL FRCP 26  
DISCLOSURES AND FILE  
DISCOVERY PLAN**

Complaint Filed: April 13, 2007  
Trial Date: None Set

**STIPULATION**

On September 21, 2007, the parties appeared for a Case Management Conference ("CMC") before this Court. At that CMC, because the parties informed the Court of their diligent efforts at early resolution through participation in one mediation session, and their plan to participate in a further mediation in October, the Court ordered a further CMC on October 26, 2007, after the parties' planned further mediation session.


When the Court ordered the further CMC, counsel neglected to obtain clarification as to whether the two upcoming deadlines (exchange of FRCP Disclosures and filing Discovery

1 Plan) also would be continued. In order that the parties may focus on preparations for the  
2 second mediation session, the parties agree that it would be beneficial to continue the  
3 upcoming deadlines.

4 Therefore, IT IS HEREBY STIPULATED by and between Plaintiff THOMPSON  
5 PACIFIC CONSTRUCTION, INC. and Defendant NIC INSURANCE COMPANY  
6 (incorrectly sued as Navigators Insurance Company), that the deadline to exchange initial  
7 FRCP 26 disclosures and to file the parties' written discovery plan be continued to two weeks  
8 after the further CMC, or November 9, 2007.


9  
10 DATED: September 28, 2007

HINSHAW & CULBERTSON LLP

11  
12 By   
13 ROBERT J. ROMERO  
14 MERLE J. PANICK  
15 Attorneys for Plaintiff  
THOMPSON PACIFIC CONSTRUCTION

16 DATED: September 28 2007

BURNHAM BROWN

17  
18 By   
19 ELIZABETH C. KIM  
20 Attorneys for Defendant  
NIC INSURANCE COMPANY

**ORDER**

PURSUANT TO THE STIPULATION OF THE PARTIES, IT IS HEREBY ORDERED that the deadline for the parties to exchange initial FRCP 26 disclosures and to file a written discovery plan is continued to November 9, 2007.

DATED: October 3, 2007

HONORABLE CHARLES R. BREYER

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